IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE ANTONY DOMINIC

WEDNESDAY, THE 31ST OCTOBER 2007 / 9TH KARTHIKA 1929

WP(C).No. 32342 of 2007(A)

PETITIONER:

K.A.ABDULLA HAJI, S/O. ABDUL RAHIMAN,
MASTIJUDDU, PALLIKKARA, KASARAGOD DISTRICT.

BY ADV. SRI.T.MADHU

RESPONDENTS:

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1. THE TAHSILDAR,
HOSDURG TALUK, HOSDURG, KASARAGOD DISTRICT.

2. THE VILLAGE OFFICER,
PALLIKKARA VILLAGE, KASARAGOD DISTRICT.

3. THE REVENUE DIVISIONAL OFFICER,
KASARAGOD AT KANHANGAD.

4. THE STATE OF KERALA, REPRESENTED BY
ITS SECRETARY, REVENUE DEPARTMENT,
GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM.

5. P.K.SIDDIQUE, S/O. MUHAMMED,
P.K.MANZIL, NEAR L.P.S. MUKKOD, CHITHARI,
KASARAGOD DIST.

R1 TO R4 BY GOVT. PLEADER MR. K.P. PRADEEP.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 31/10/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

ANTONY DOMINIC, J.

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W.P.(C) No. 32342 OF 2007 A
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Dated this the 31st October, 2007

J U D G M E N T

The petitioner who was assessed for building tax had filed an appeal against the order of assessment which was also decided against him. Thereafter, as the amount was not paid, revenue recovery proceedings were initiated as per Ext. P1 and that is under challenge now. The only request that is made is to permit the petitioner to pay the amount in instalments.

2. I heard the learned Govt. Pleader in the matter.

3. Taking into account the submissions made by both sides I dispose of this writ petition directing that the petitioner will pay the building tax in three equal monthly instalments, the first one will be payable on the 1st of December, 2007, the second one on 1st January, 2008 and the third one on 1st February, 2008. Subject to the above, further proceedings pursuant to Ext. P1 will be kept in abeyance and if the

petitioner commits any default in any one of these instalments, the respondents will be entitled to proceed without further notice.

ANTONY DOMINIC
JUDGE

jan/-